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SENATE BILL 414

47TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2005

INTRODUCED BY

Mary Jane M Garcia

AN ACT

RELATING TO ANIMALS; ENACTING THE ANIMAL SHELTERING SERVICES ACT; CREATING LICENSING PROCEDURES FOR EUTHANASIA PROVIDERS AND EUTHANASIA AGENCIES; CREATING CERTIFICATION PROCEDURES FOR EUTHANASIA INSTRUCTORS; PROMOTING SAFE AND HUMANE CONDITIONS FOR ANIMALS IN ANIMAL SHELTERS; CREATING A FUND; CREATING A BOARD; PROVIDING BOARD POWERS AND DUTIES; PROVIDING FOR EXEMPTIONS; PROVIDING PENALTIES; MAKING APPROPRIATIONS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. SHORT TITLE. -- This act may be cited as the "Animal Sheltering Services Act".

Section 2. PURPOSE. -- The purpose of the Animal Sheltering Services Act is to promote safe, healthy and clean living conditions for animals housed in animal shelters, to license euthanasia providers and euthanasia agencies and to certify

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1 euthanasia instructors.

2 Section 3. DEFINITIONS. -- As used in the Animal Sheltering
3 Services Act:

4 A. "animal shelter":

5 (1) means:

6 (a) a county or municipal facility that
7 provides shelter to animals on a regular basis, including a dog
8 pound; and

9 (b) a private humane society or a
10 private animal shelter that temporarily houses stray, unwanted
11 or injured animals through administrative or contractual
12 arrangements with a local government agency; and

13 (2) does not include a municipal zoological
14 park;

15 B. "board" means the animal sheltering services
16 board;

17 C. "department" means the regulation and licensing
18 department;

19 D. "disposition" means adoption of an animal;
20 return of an animal to the owner; release of an animal to a
21 rescue group; release of an animal to another animal shelter
22 licensed pursuant to the Animal Sheltering Services Act or to a
23 rehabilitator licensed by the department of game and fish or
24 the United States fish and wildlife service; or euthanasia of
25 an animal;

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1 E. "emergency field euthanasia" means the process
2 defined by rule of the board to cause the death of an animal in
3 an emergency situation when safe and humane transport of the
4 animal is not possible;

5 F. "euthanasia" means to produce a humane death of
6 an animal by techniques set forth in rules of the board;

7 G. "euthanasia agency" means a facility that
8 provides shelter to animals on a regular basis, including a dog
9 pound, a humane society or a public or private shelter facility
10 that temporarily houses stray, unwanted or injured animals, and
11 that performs euthanasia;

12 H. "euthanasia drugs" means non-narcotic schedule
13 II or schedule III substances and chemicals as set forth in the
14 Controlled Substances Act that are used for the purposes of
15 euthanasia and pre-euthanasia of animals;

16 I. "euthanasia instructor" means a euthanasia
17 provider licensed and certified by the board to instruct other
18 individuals in euthanasia techniques;

19 J. "euthanasia provider" means a person licensed by
20 the board to administer euthanasia drugs to euthanize animals
21 for a euthanasia agency;

22 K. "pet" means an animal that may be maintained in
23 a county or municipal environment pursuant to a county or
24 municipal ordinance. "Pet" does not include livestock as
25 defined pursuant to Section 77-2-1.1 NMSA 1978; and

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1 L. "veterinarian" means a person who is licensed as
2 a doctor of veterinary medicine by the board of veterinary
3 medicine pursuant to the Veterinary Practice Act.

4 Section 4. BOARD CREATED-- MEMBERS-- QUALIFICATIONS--
5 TERMS-- VACANCIES-- REMOVAL. --

6 A. The "animal sheltering services board" is
7 created. The board shall consist of seven members as follows:

8 (1) one animal shelter employee with training
9 and education in euthanasia;

10 (2) one licensed veterinarian who has provided
11 paid or unpaid services to an animal shelter;

12 (3) one representative from a nonprofit animal
13 advocacy group;

14 (4) one member of the public;

15 (5) an employee of the animal shelter
16 industry;

17 (6) one representative of the New Mexico
18 association of counties; and

19 (7) one representative of the New Mexico
20 municipal league.

21 B. No more than two board members shall be
22 appointed from any one county within the state. Appointments
23 shall be made in such manner that the terms of no more than two
24 board members expire on July 1 of each year.

25 C. The board is administratively attached to the

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1 department.

2 D. The board and its operations are governed by the
3 Uniform Licensing Act. If the provisions of the Uniform
4 Licensing Act conflict with the provisions of the Animal
5 Sheltering Services Act, the provisions of the Animal
6 Sheltering Services Act shall prevail.

7 E. The governor shall appoint board members for
8 terms of four years, except in the first year of the enactment
9 of the Animal Sheltering Services Act, when board members shall
10 be appointed for staggered terms. Of the first appointments,
11 two board members shall be appointed for four-year terms, two
12 board members shall be appointed for three-year terms, two
13 board members shall be appointed for two-year terms and one
14 board member shall be appointed for a one-year term.
15 Subsequent appointments shall be made to fill vacancies created
16 in unexpired terms, but only until the term ends or for a full
17 four-year term when the term of a board member expires. Board
18 members shall hold office until their successors are duly
19 qualified and appointed. Vacancies shall be filled by
20 appointment by the governor for the unexpired term within sixty
21 days of the vacancy to maintain the required composition of the
22 board.

23 F. Members of the board shall be reimbursed for per
24 diem and mileage as provided in the Per Diem and Mileage Act
25 and shall receive no other compensation, perquisite or

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1 allowance, but shall be permitted to attend at least one
2 conference or seminar per year relevant to their board position
3 as the board's budget will allow.

4 G. A simple majority of the appointed board members
5 constitutes a quorum.

6 H. The board shall hold at least six regular
7 meetings each year and may meet at such other times as it deems
8 necessary.

9 I. A board member shall not serve more than two
10 full or partial terms, consecutive or otherwise.

11 J. A board member failing to attend three duly
12 noticed meetings, regular or special, within a twelve-month
13 period, without an excuse acceptable to the board, may be
14 removed as a board member.

15 K. The board shall elect a chair and other officers
16 as it deems necessary to administer its duties.

17 L. The department shall employ three employees at
18 minimum to execute the daily operations of the board.

19 Section 5. FUND CREATED--ADMINISTRATION.--

20 A. The "animal care and facility fund" is created
21 in the state treasury.

22 B. The animal care and facility fund shall consist
23 of money collected by the board pursuant to the Animal
24 Sheltering Services Act; income from investment of the fund;
25 and money appropriated to the fund or accruing to it through

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1 fees, cooperative research agreements, income, gifts, grants,
2 donations, bequests, sales of promotional items, handbooks or
3 educational materials or any other source. Money in the fund
4 shall not be transferred to another fund or encumbered or
5 expended except for expenditures authorized pursuant to the
6 Animal Sheltering Services Act.

7 C. Money in the fund is appropriated to the
8 department to be used to help animal shelters defray the cost
9 of implementing the board's initiatives conducted pursuant to
10 the Animal Sheltering Services Act. The fund shall be
11 administered by the department to carry out the purposes of the
12 Animal Sheltering Services Act.

13 D. Disbursements from the fund shall be made only
14 upon warrant drawn by the secretary of finance and
15 administration pursuant to vouchers signed by the
16 superintendent of regulation and licensing or the
17 superintendent's designee.

18 E. Unexpended and unencumbered balances in the fund
19 at the end of a fiscal year shall not revert to the general
20 fund.

21 Section 6. BOARD POWERS AND DUTIES. --

22 A. The board shall:

23 (1) provide board-recommended standards
24 regarding the infrastructure for all animal shelters;

25 (2) provide board-recommended operating

1 standards for all animal shelters;

2 (3) adopt procedures for determining when
3 emergency field euthanasia shall apply;

4 (4) adopt, promulgate and revise rules
5 necessary to carry out the provisions of the Animal Sheltering
6 Services Act;

7 (5) have authority to issue licenses and
8 certificates pursuant to the Animal Sheltering Services Act;

9 (6) establish the types of licenses and
10 certificates that may be issued pursuant to the Animal
11 Sheltering Services Act and establish criteria for issuing the
12 licenses and certificates;

13 (7) prescribe standards and approve curricula
14 for educational programs that will be used to train and prepare
15 persons for licensure or certification pursuant to the Animal
16 Sheltering Services Act;

17 (8) implement continuing education
18 requirements for licensees and certificate holders pursuant to
19 the Animal Sheltering Services Act;

20 (9) conduct administrative hearings upon
21 charges relating to violations of provisions of the Animal
22 Sheltering Services Act or rules adopted pursuant to that act
23 in accordance with the Uniform Licensing Act;

24 (10) provide for all examinations and for
25 issuance and renewal of licenses and certificates;

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1 (11) establish fees not to exceed one hundred
2 fifty dollars (\$150) for licenses and certificates pursuant to
3 the Animal Sheltering Services Act;

4 (12) establish committees as the board deems
5 necessary to effect the provisions of the Animal Sheltering
6 Services Act;

7 (13) apply for injunctive relief to enforce
8 the provisions of the Animal Sheltering Services Act;

9 (14) conduct national criminal background
10 checks on applicants seeking licensure or certification under
11 the Animal Sheltering Services Act;

12 (15) keep a record of all proceedings;

13 (16) make an annual report to the governor;

14 (17) provide for the inspection of animal
15 shelters and euthanasia agencies;

16 (18) develop mechanisms to address complaints
17 of misconduct at animal shelters and euthanasia agencies and
18 noncompliance with the provisions of the Animal Sheltering
19 Services Act or rules adopted pursuant to that act;

20 (19) develop mechanisms to address complaints
21 of licensee and certificate holder misconduct and
22 noncompliance;

23 (20) develop comprehensive pet sterilization
24 plans and community outreach plans for animal shelters and
25 euthanasia agencies and;

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1 (21) disburse money from the animal care and
2 facility fund; and

3 (22) provide board-recommended standards for
4 maintaining records concerning health care and disposition of
5 animals.

6 B. A legal proceeding or other action for damages
7 shall not be instituted against the board or a board member or
8 board employee for any act performed in good faith while
9 carrying out the powers and duties granted pursuant to the
10 Animal Sheltering Services Act.

11 Section 7. EUTHANASIA PROVIDER--LICENSE. --

12 A. The board shall have authority to license
13 euthanasia providers.

14 B. A person, other than a veterinarian licensed to
15 practice in New Mexico, who engages in euthanasia for a
16 euthanasia agency in this state shall be licensed by the board.

17 C. Applicants for licensure by examination as a
18 euthanasia provider shall be required to pass a euthanasia
19 provider examination administered by the board and shall be
20 required to complete a training course approved by the board in
21 euthanasia practices.

22 D. The board shall adopt rules to provide for
23 interim placements for euthanasia agencies that have no
24 permanent employees who are euthanasia providers.

25 E. A person licensed to practice as a euthanasia

1 provider shall:

2 (1) have passed the examination to qualify as
3 a euthanasia provider;

4 (2) hold a certificate of completion in a
5 training course in euthanasia issued within one year of the
6 date that the euthanasia provider examination is successfully
7 completed;

8 (3) have attained an age of at least eighteen
9 years;

10 (4) not be guilty of fraud or deceit in
11 procuring or attempting to procure a license;

12 (5) not be intemperate or addicted to the use
13 of habit-forming drugs;

14 (6) not be mentally incompetent;

15 (7) not be guilty of unprofessional conduct;

16 (8) pay the required fee; and

17 (9) comply with all other requirements
18 established by the board.

19 F. The board may issue a license to practice as a
20 euthanasia provider without examination or a certificate of
21 completion in a training course in euthanasia to a
22 veterinarian.

23 G. The board may issue a license to practice as a
24 euthanasia provider without examination to an applicant who
25 meets the qualifications required for euthanasia providers in

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1 this state as set forth in Paragraphs (3) through (9) of
2 Subsection E of this section. The application for a license as
3 a euthanasia provider shall be accompanied by proof of
4 completion of training in euthanasia practices, as approved by
5 the board.

6 H. A person whose euthanasia provider license
7 expires while the person is on active duty with a branch of the
8 armed forces of the United States, called into service or
9 training with the state militia or in training or education
10 under the supervision of the United States government prior to
11 induction into military service may have the license restored
12 without paying renewal fees, if within two years after the
13 termination of that service, training or education, except
14 under conditions other than honorable, the board is furnished
15 with satisfactory evidence that the person had been engaged in
16 the service, training or education.

17 Section 8. EUTHANASIA INSTRUCTORS--CERTIFICATION.--

18 A. The board shall have authority over the
19 certification of euthanasia instructors.

20 B. A person certified to practice as a euthanasia
21 instructor shall:

22 (1) have passed the examination administered
23 by the board to qualify as a euthanasia instructor;

24 (2) have completed instructor training in
25 euthanasia practices, as defined by the board, within one year

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1 preceding the date the application for certification is
2 submitted;

3 (3) have participated in the euthanasia of
4 animals for a minimum of five years preceding the date of
5 application;

6 (4) not have been found guilty of fraud or
7 deceit in procuring or attempting to procure any type of
8 certification;

9 (5) not be intemperate or addicted to the use
10 of habit-forming drugs;

11 (6) not have been judged mentally incompetent;

12 (7) not have been found guilty of
13 unprofessional conduct; and

14 (8) pay the required fee.

15 D. The board may certify an applicant as a
16 euthanasia instructor without an examination if the applicant
17 has been certified or licensed under the laws of another state
18 and the applicant meets the qualifications set forth in
19 Paragraphs (3) through (8) of Subsection B of this section.
20 The application for certification shall be accompanied by proof
21 of completion of instructor training in euthanasia practices,
22 as approved by the board.

23 E. A person whose euthanasia instructor
24 certification expires while on active duty with the armed
25 forces of the United States, called into service or training

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1 with the state militia or in training or education under the
2 supervision of the United States government prior to induction
3 into military service may have the certification restored
4 without paying renewal fees, if within two years after the
5 termination of that service, training or education, except
6 under conditions other than honorable, the board is furnished
7 with satisfactory evidence that the person has been engaged in
8 such service, training or education.

9 Section 9. EUTHANASIA AGENCIES--INSPECTIONS--
10 EXEMPTIONS.--

11 A. The board shall have authority over the
12 licensing of euthanasia agencies. All euthanasia agencies
13 shall be licensed by the board for euthanasia to be performed
14 for that agency.

15 B. The board shall adopt rules governing the
16 procedures for administering euthanasia.

17 C. The board shall establish rules for inspecting a
18 facility holding or claiming to hold a license as a euthanasia
19 agency in this state.

20 D. The board shall establish policies and
21 procedures for record keeping and for securing, using and
22 disposing of euthanasia drugs in accordance with requirements
23 of the Controlled Substances Act, the federal Drug Enforcement
24 Agency Controlled Substances Act and the rules of the board of
25 pharmacy.

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1 E. Nothing in the Animal Sheltering Services Act
2 shall be construed as allowing a licensed euthanasia provider
3 or a certified euthanasia instructor to engage in the practice
4 of veterinary medicine when performing the duties set forth in
5 that act.

6 F. Nothing in the Animal Sheltering Services Act
7 shall be construed as preventing a certified euthanasia
8 instructor from humanely euthanizing animals during a board-
9 approved course on euthanasia instruction.

10 G. Nothing in the Animal Sheltering Services Act
11 affects wildlife rehabilitators working under the auspices of
12 the department of game and fish.

13 H. A veterinary clinic serving as a euthanasia
14 agency pursuant to a contract with a local government is exempt
15 from the provisions of the Animal Sheltering Services Act;
16 provided that the veterinary clinic is subject to provisions of
17 the Veterinary Practice Act.

18 I. A municipal facility that is a zoological park
19 is exempt from the provisions of the Animal Sheltering Services
20 Act.

21 Section 10. LIABILITY--IMMUNITY.--

22 A. A certified euthanasia instructor who provides
23 euthanasia instruction in courses approved by the board is not
24 liable for the misuse of euthanasia drugs or malpractice
25 committed by a student or former student of the euthanasia

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1 instructor.

2 B. A veterinarian who in good faith administers or
3 supervises the administering of euthanasia drugs in accordance
4 with the Animal Sheltering Services Act and rules adopted
5 pursuant to that act shall have immunity from civil or criminal
6 liability that may result from administering or supervising the
7 administering of euthanasia drugs; provided that the liability
8 does not arise from violations of the Veterinary Practice Act
9 or other licensing act to which the veterinarian is subject or
10 from criminal offenses for which the veterinarian has been
11 found guilty.

12 C. A person filing a complaint with the board for
13 actions in violation of the Animal Sheltering Services Act
14 shall be immune from legal liability arising out of civil
15 action pertaining to the complaint, if the complaint was filed
16 in good faith and without actual malice.

17 Section 11. VIOLATIONS.--

18 A. Unless otherwise provided in the Animal
19 Sheltering Services Act, it is a violation of that act for a
20 person to:

21 (1) perform euthanasia for a euthanasia agency
22 or an animal shelter in this state without possessing a valid
23 license pursuant to the Animal Sheltering Services Act;

24 (2) solicit, advertise or offer to perform an
25 act for which licensure or certification is required, unless

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1 the person holds a license or certification;

2 (3) refuse to comply with a cease and desist
3 order issued by the board;

4 (4) refuse or fail to comply with the
5 provisions of the Animal Sheltering Services Act;

6 (5) make a material misstatement in an
7 application for licensure or certification;

8 (6) intentionally make a material misstatement
9 to the department during an official investigation;

10 (7) impersonate an official or inspector;

11 (8) refuse or fail to comply with rules
12 adopted by the board or with a lawful order issued by the
13 board;

14 (9) aid or abet another in violating
15 provisions of the Animal Sheltering Services Act, or a rule
16 adopted by the board;

17 (10) alter or falsify a certificate of
18 inspection, license or certification issued by the board;

19 (11) fail to carry out the duties of a
20 euthanasia provider in a professional manner;

21 (12) abuse the use of a chemical substance or
22 be guilty of habitual or excessive use of intoxicants or drugs;

23 (13) sell or give chemical substances used in
24 euthanasia procedures to an unlicensed person; and

25 (14) assist an unlicensed or unauthorized

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1 person in euthanizing animals, except during a board-approved
2 course in euthanasia.

3 B. It is a violation of the Animal Sheltering
4 Services Act for a euthanasia agency or an animal shelter to:

5 (1) refuse to permit entry or inspection of
6 its facilities by the board or its designees;

7 (2) sell, offer for sale, barter, exchange or
8 otherwise transfer animals that are prohibited by the
9 department of game and fish, the United States department of
10 agriculture or any other regulatory agency to be kept as a pet
11 unless the sale, offer for sale, bartering, exchanging or
12 transferring of the animal is to a facility employing permitted
13 rehabilitators or an individual that is a permitted
14 rehabilitator pursuant to the rules adopted by the department
15 of game and fish or another agency that has authority over
16 people who are permitted to receive and provide care for such
17 animals;

18 (3) allow a license or certificate issued
19 pursuant to the Animal Sheltering Services Act to be used by an
20 unlicensed or uncertified person; or

21 (4) make a misrepresentation or false promise
22 through advertisements, employees, agents or other mechanisms
23 in connection with the euthanasia of an animal.

24 C. It is a violation of the Animal Sheltering
25 Services Act for an employee or official of the board or a

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1 person in the department to disclose or use for that person's
2 own advantage information derived from reports or records
3 submitted to the department or the board pursuant to that act.

4 Section 12. ENFORCEMENT AND INJUNCTIONS. --

5 A. The board or the board's designees shall enforce
6 the provisions of the Animal Sheltering Services Act.

7 B. Whenever the board has reasonable cause to
8 believe a violation of a provision of the Animal Sheltering
9 Services Act or a rule adopted pursuant to that act has
10 occurred and immediate enforcement is deemed necessary, the
11 board may issue a cease and desist order to require a person to
12 cease violations. At any time after service of the order to
13 cease and desist, the person may request a prompt hearing to
14 determine whether a violation occurred. If a person fails to
15 comply with a cease and desist order within twenty-four hours,
16 the board may bring a suit for a temporary restraining order
17 and for injunctive relief to prevent further violations.

18 C. Whenever the board possesses evidence that
19 indicates a person has engaged in or intends to engage in an
20 act or practice constituting a violation of the Animal
21 Sheltering Services Act or a rule adopted pursuant to that act,
22 the board may seek to temporarily or permanently restrain or
23 enjoin the act or practice. The board shall not be required to
24 post a bond when seeking a temporary or permanent injunction.

25 Section 13. DISCIPLINARY ACTIONS-- EUTHANASIA PROVIDERS,

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1 EUTHANASIA AGENCIES AND EUTHANASIA INSTRUCTORS-- HEARINGS. --

2 A. The provisions of the Uniform Licensing Act
3 apply to all disciplinary procedures and hearings of the board.

4 B. The board may:

5 (1) deny, suspend, revoke, reprimand, place on
6 probation or take other action against a license or certificate
7 held or applied for pursuant to the Animal Sheltering Services
8 Act, including imposing an administrative penalty, upon a
9 finding by the board that the licensee, certificate holder or
10 applicant has performed acts in violation of the Animal
11 Sheltering Services Act or a rule adopted pursuant to that act;
12 and

13 (2) impose an administrative penalty on a
14 person misrepresenting himself to be a licensed euthanasia
15 provider, a certified euthanasia instructor or a licensed
16 euthanasia agency.

17 C. The board may issue letters of admonition or
18 deny, suspend, refuse to renew, restrict or revoke a license or
19 certification authorized pursuant to the Animal Sheltering
20 Services Act if the applicant or licensee:

21 (1) has refused or failed to comply with a
22 provision of the Animal Sheltering Services Act, a rule adopted
23 pursuant to that act or an order of the board;

24 (2) is guilty of cruelty to animals pursuant
25 to a statute of this state or another state;

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1 (3) has had an equivalent license or
2 certificate denied, revoked or suspended by an authority;

3 (4) has refused to provide the board with
4 reasonable, complete and accurate information regarding the
5 care or euthanasia of animals when requested by the board;

6 (5) has falsified information requested by the
7 board or the board's designee;

8 (6) has been convicted of a felony or other
9 crime involving moral turpitude; or

10 (7) has been adjudicated insane or is
11 manifestly incapacitated.

12 D. In a proceeding held pursuant to this section,
13 the board may accept as prima facie evidence of grounds for
14 disciplinary action any disciplinary action taken against a
15 licensee from another jurisdiction, if the violation that
16 prompted the disciplinary action in that jurisdiction would be
17 grounds for disciplinary action pursuant to this section.

18 E. Disciplinary proceedings may be instituted by a
19 person by filing a complaint with the board. In addition, the
20 board may institute disciplinary proceedings upon a vote of a
21 majority of the board to do so. A party to a disciplinary
22 hearing may obtain a copy of the hearing record upon payment of
23 costs for the copy.

24 F. The board shall not initiate a disciplinary
25 action more than two years after the date that it receives a

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1 complaint or that it begins an investigation without a filed
2 complaint.

3 G. The board may administer oaths, take statements
4 and compel disclosure by the witnesses of all facts known to
5 them relative to matters under investigation.

6 H. The board may impose an administrative penalty
7 in an amount not to exceed one thousand dollars (\$1,000) on a
8 holder of a license or certificate for violations of the Animal
9 Sheltering Services Act.

10 I. A person or euthanasia agency whose license or
11 certificate is suspended or revoked by the board pursuant to
12 the provisions of this section may, at the discretion of the
13 board, obtain a license or certificate at any time without
14 examination upon written application to the board showing cause
15 to justify reinstatement or renewal of the license or
16 certificate.

17 J. The board shall adopt other rules pertaining to
18 hearings, appeals and rehearings as it deems necessary.

19 K. The board shall not be required to certify a
20 record to the court of appeals of a decision of the board until
21 the proper fee has been paid to the board for a copy and
22 certification of the record.

23 L. A person engaging in acts without a license or
24 certificate issued by the board is guilty of a misdemeanor.

25 M A person who practices, offers to practice,

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1 attempts to practice or holds himself out as a euthanasia
2 provider, a euthanasia instructor or a licensed euthanasia
3 agency without holding a license or certificate issued by the
4 board shall, in addition to any other penalty provided in this
5 section or any other law, pay an administrative penalty to the
6 board in an amount not to exceed one thousand dollars (\$1,000)
7 for each offense.

8 Section 14. TERMINATION OF AGENCY LIFE--DELAYED REPEAL. --

9 The animal sheltering services board is terminated on July 1,
10 2009 pursuant to the Sunset Act. The board shall continue to
11 operate according to the provisions of the Animal Sheltering
12 Services Act until July 1, 2010. Effective July 1, 2010, the
13 Animal Sheltering Services Act is repealed.

14 Section 15. APPROPRIATION.--Two hundred fifty thousand
15 dollars (\$250,000) is appropriated from the general fund to the
16 regulation and licensing department for expenditure in fiscal
17 year 2006 to implement the provisions of the Animal Sheltering
18 Services Act. Any unexpended or unencumbered balance remaining
19 at the end of fiscal year 2006 shall revert to the general
20 fund.